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#### **BEFORE THE**

## FEDERAL COMMUNICATIONS COMMISSION

WASHINGTON, D.C.

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MAY **3 -** 2004

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In re:

Amendment of Section 73.202(b) MM Docket No. 04-105

Table of Allotments ) RM 10909 FM Broadcast Stations ) RM 10910 Terre Haute, Indiana RM 10911

To: Chief, Allocations Branch Mass Media Bureau

### COMMENTS IN SUPPORT OF NOTICE OF PROPOSED RULE MAKING

Starboard Media Foundation, Inc. ("Starboard") by Counsel, and pursuant to Sections 1.415 and 1.420 of the Commission's Rules and the instructions set forth in *In re Amendment of Section 73.202(b)*, *Table of Allotments, FM Broadcast Stations (Various)*, DA-04-910 (Released April 5, 2004), hereby respectfully submits its Comments in support of the above-captioned Notice of Proposed Rule Making (NPRM) for reservation of FM Channel 298B at Terre Haute, Indiana for noncommercial educational (NCE) use.

Starboard supports Living Proof, Inc.'s Petition for reservation of Channel 298B at Terre Haute, Indiana for NCE use. Starboard, as a non-profit organization, has a general interest in reservation of FM Channels for NCE use, and has filed several Petitions of its own for reservation of a number of vacant FM Channels for NCE use. Starboard believes that the proposed reservation of Channel 298B at Terre Haute, Indiana would provide needed, additional noncommercial service to that community and the surrounding service area. Starboard intends file an application for this frequency, if it is reserved for NCE use.

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Starboard notes that reservation of this channel was also requested by Word Power, Inc. and The Trustees of Indiana University. Starboard also supports the Petitions of these entities for the requested channel. These additional requests, together with Starboard's instant Comments, serves to reinforce Living Proof, Inc.'s argument for reservation of this channel for NCE use.

The instant Comments are timely filed prior to the May 27, 2004 deadline for such Comments in support of the reservation.

Accordingly, the foregoing considered, Starboard respectfully requests that the Commission grant the Petitions of Living Proof, Inc., Word Power, Inc. and The Trustees of Indiana University for reservation of Channel 298B at Terre Haute, Indiana for NCE use.

Respectfully submitted,

Starboard Media Foundation, Inc.

By: 7/2

Denise B. Moline Its Attorney

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630-753-0112

April 29, 2004

### **CERTIFICATE OF SERVICE**

I, Denise B. Moline, of the law firm of Denise B. Moline, Esq., hereby certify that I have caused to be served, this 29th day of April, 2004 a copy of the foregoing "Comments in Support of Notice of Proposed Rule Making" by First Class Mail, fees prepaid, on the following:

\*Rolanda F. Smith Mass Media Bureau Audio Services Division Federal Communications Commission 445 12<sup>th</sup> St. SW, Washington, DC 20554

Harry C. Martin, Esq. c/o Living Proof, Inc. Fletcher, Heald & Hildreth PLC 1300 North 17th St., 11th Floor Arlington, VA 22209

Mark N. Lipp, Esq. c/o Word Power, Inc. Vinson & Elkins, LLP 1455 Pennsylvania Ave., NW Washington, DC 20004-1008

William D. Wallace, Esq. c/o The Trustees of the Indiana University Crowell & Moring LLP 1001 Pennsylvania Ave., NW Washington, DC 20004

Denise B. Moline, Esq.

<sup>\*</sup>Courtesy Copy, via overnight delivery